

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

In re: ) Chapter 11  
 )  
EASTERN LIVESTOCK CO., LLC, ) Case No. 10-93904-BHL-11  
 )  
Debtor. )

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**PROPOSED AGENDA FOR TELEPHONIC OMNIBUS HEARING ON  
MAY 13, 2013 AT 1:30 P.M. EDT**

James A. Knauer, the chapter 11 trustee appointed in this case ("Trustee"), by counsel, submits this proposed agenda for the telephonic hearing scheduled for May 13, 2013 at 1:30 p.m. EDT ("Hearing").

**DIAL IN INFORMATION** The dial-in telephone number for interested parties to participate in the Hearing by conference call is 1-888-399-7768; passcode 586676, followed by the pound ("#") key.

**A. EASTERN LIVESTOCK CO., LLC ("ELC") MAIN CASE MATTERS**

1. Motion To Approve Agreement For Joint Prosecution And Shared Recovery Between Gibson Trustee And ELC Trustee Regarding Prosecution Of Claims Against Monty Koller (Docket No. 2052)
  - a. Objection: Monty Koller (Docket No. 2142)
2. Trustee's Motion To Stay Deadlines Regarding Certain Claim Objections (Docket No. 2124)

**B. ELC ADVERSARY PROCEEDING STATUS CONFERENCES**

1. ***West Kentucky Livestock*** (James A. Knauer, Chapter 11 Trustee of Eastern Livestock Co., LLC v. West Kentucky Livestock, Adv. Proc. 12-59146)

*STATUS: Trustee filed a Motion for Default Judgment against West Kentucky Livestock Market, LLC on April 17, 2013, which is awaiting ruling*

2. **SOLM** (James A. Knauer, Chapter 11 Trustee of Eastern Livestock Co., LLC v. SOLM, et al., Adv. Proc. 12-59161)

*STATUS: The parties have filed a Joint Pretrial Statement, including a proposed case management schedule. The case is in the early discovery stage. Per the agreed schedule, the parties recently exchanged initial disclosures, and preliminary witness and exhibit lists are due June 1, 2013.*

3. **Bill Chase** (James A. Knauer, Chapter 11 Trustee of Eastern Livestock Co., LLC v. Bill Chase, Adv. Proc. 12-59160)

*STATUS: Defendant Bill Chase filed his answer on March 18, 2013*

#### **C. MATTER(S) IN RELATED CASE**

1. **In re Thomas and Patsy Gibson**, Case No. 10-93867
  - i. No matters scheduled.

#### **D. MATTERS CURRENTLY UNDER ADVISEMENT**

1. Texas Interpleader, Adv. Proc. 11-59093, and Knauer v. Downs et al., Adv. Proc. 11-59086

Trustee's Motions for Partial Summary Judgment on Statutory Trust and Clearing Agency Issues – Supplemental Responses (filed August 15, 2012); Trustee's Supplemental Replies (filed November 15, 2012)

*STATUS: Fully briefed and awaiting ruling*

Parties remaining that filed supplemental response:

- i. Alton Darnell, Mosley Cattle Auction, East Tennessee Livestock, Southeast Livestock Exchange, Piedmont Livestock Company, and CPC Livestock
- ii. Bluegrass-Maysville, Bluegrass Stockyards, Bluegrass Stockyards of Campbellsville, Bluegrass South Livestock Market, Bluegrass Stockyards East, Bluegrass Stockyards of Richmond (all part of Downs/Bluegrass/Laurel Livestock settlement agreement that is currently being documented)

*STATUS: Trustee's Motion To Approve Compromise Of Controversy Among Eastern Livestock Co., LLC, Willie Downs, And Willie Downs Livestock, Inc. (Docket No. 2057) filed April 18, 2013*

*Motion To Approve Compromise Of Controversy Between Eastern Livestock Co., LLC And Bluegrass Entities (Docket No. 2125) filed April 24, 2013*

*Trustee's Motion To Approve Compromise With Laurel Livestock Market, Inc. And Williams Cattle Co. (Docket No. 2140) filed May 3, 2013*

Respectfully submitted,

FAEGRE BAKER DANIELS LLP

By: /s/ Terry E. Hall

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### **CERTIFICATE OF SERVICE**

I hereby certify that on May 10, 2013, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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